



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Michl et al.

Examiner: Harris, Alana M.

Serial No.: 10/542,239

Group: 1643

Filed: March 3, 2006

Docket: 1181-8 PCT US

For: PANCREATIC CANCER
ASSOCIATED ANTIGEN,
ANTIBODY THERETO,
AND DIAGNOSTIC AND
TREATMENT METHODS

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION UNDER 37 C.F.R. §1.132

Sir:

Josef Michl, Stefan Bradu, Raquib Hannan and Matthew R. Pincus declare and state:

1. That, we are four co-authors of an abstract published in *Molecular Biology of the Cell*, Vol. 13 suppl., page137a, November 2002, entitled "PaCa-Ag1: Isolation and Cloning of a Marker for Pancreatic Cancer."
2. That, we have read the above-identified application and understand that the invention claimed therein is also disclosed as to the results of the invention in the abstract.
3. That, we believe that the invention of said application was jointly made by Josef Michl, Stefan Bradu, Raquib Hannan and Matthew Pincus.

4. That, J. Koehnke, A. Kolychkina, J. Khutoretskaya, A. Jones, and P.C. Nemes were included in the abstract along with the names of Josef Michl, Stefan Bradu, Raquib Hannan and Matthew Pincus, because they were working under their direction and supervision, but not as an indication that they were inventors of the subject matter of the above-identified application.

5. That, inventor Josef Michl is specifically referenced as the mentor of high school students Rachel Fischer, Alicia Jones and Yuliya Khutoretskaya, on page 2 of the Fisher et al. publication (Midwood Science Awards American, October 26, 2002).

6. That, the three high school students Rachel Fischer, Alicia Jones and Yuliya Khutoretskaya worked in the laboratory of inventor Josef Michl, and under the supervision and direction of Josef Michl.

7. That the three high school students Rachel Fischer, Alicia Jones and Yuliya Khutoretskaya did not invent the subject matter of the present application but rather were involved with assay and testing features of the invention of the above-identified application, under the supervision and direction of Josef Michl.

8. That, the invention disclosed and claimed in above-identified application is the original work of the inventors Josef Michl, Stefan Bradu, Raquib Hannan and Matthew R. Pincus, and theirs alone.

9. That, all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated:

July 24, 08

Dated:

7/24/08

Dated:

7/24/08

Dated:

7/17/08

Josef Michl

Stefan Bradu

Raquib Hannan

Matthew R. Pincus